

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JIMMY JOHNSON,

Plaintiff,

v.

CROWN LIFTS,

Defendant,

No. 2:21-cv-2283 TLN DB PS

ORDER TO SHOW CAUSE

Plaintiff Jimmy Johnson is proceeding in this action pro se. This matter was referred to the undersigned in accordance with Local Rule 302(c)(21) and 28 U.S.C. § 636(b)(1). (ECF No. 12.) On February 21, 2023, the undersigned issued an order setting this matter for a Status (Pretrial Scheduling) Conference on April 7, 2023. (ECF No. 13.) Pursuant to that order plaintiff was to file a status report on or before March 24, 2023. Plaintiff, however, has failed to file a timely status report.

The failure of a party to comply with the Local Rules or any order of the court “may be grounds for imposition by the Court of any and all sanctions authorized by statute or Rule or within the inherent power of the Court.” Local Rule 110. Any individual representing himself or herself without an attorney is bound by the Federal Rules of Civil Procedure, the Local Rules, and all applicable law. Local Rule 183(a). Failure to comply with applicable rules and law may be grounds for dismissal or any other sanction appropriate under the Local Rules. Id.

1 In light of plaintiff's pro se status, and in the interests of justice, the court will provide
2 plaintiff with an opportunity to show good cause for plaintiff's conduct along with a final
3 opportunity to comply with the court's order.

4 Accordingly, IT IS HEREBY ORDERED that:

5 1. Plaintiff show cause in writing within fourteen days of the date of this order for
6 plaintiff's failure to file timely a status report;

7 2. The April 7, 2023 Status (Pretrial Scheduling) Conference is continued to **Friday, May**
8 **12, 2023, at 10:00 a.m.**, at the United States District Court, 501 I Street, Sacramento, California,
9 in Courtroom No. 27, before the undersigned¹;

10 3. On or before **April 28, 2023**, plaintiff shall file a status report;

11 4. On or before **May 5, 2023**, defendant may file an updated status report; and

12 5. Plaintiff is cautioned that the failure to timely comply with this order may result in the
13 imposition of an appropriate sanction including the recommendation that this matter be dismissed.

14 DATED: March 30, 2023

/s/ DEBORAH BARNES

UNITED STATES MAGISTRATE JUDGE

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21 ¹ Parties shall appear at the Status Conference either telephonically or over video conference
22 through the Zoom application (which is free and must be downloaded to your computer or mobile
23 device prior to the hearing). Parties proceeding in propria persona, on his or her own behalf, shall
24 contact Shelly Her, the courtroom deputy of the undersigned magistrate judge at (916) 930-4128,
25 no sooner than 4 days prior to the noticed or continued hearing date but no later than 48 hours
26 prior to the hearing, to arrange their appearance either telephonically or over video conference.
27 Counsel will receive an email containing the necessary appearance information and must notify
28 the courtroom deputy no later than 48 hours prior to the hearing to elect to appear either
telephonically or over video conference. The Zoom ID Number and password are confidential
and are not to be given to anyone. Persons granted remote access to these proceedings, whether
by Zoom or by telephone, are reminded of the general prohibition against photographing,
recording, and rebroadcasting of court proceedings. Violation of these prohibitions may result in
sanctions, restricted entry to future hearings, denial of entry to future hearings, or any other
sanctions deemed necessary by the court.